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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

CALVIN D. RICE, SR.

DOCKET NO. 13-CV-2248; SEC. P

VERSUS

JUDGE JAMES T. TRIMBLE, JR.

WARDEN

MAGISTRATE JUDGE KIRK

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, determining that the findings are correct under the applicable law, and noting the absence of objections to the Report and Recommendation in the record;

IT IS ORDERED that this petition for *writ of habeas corpus* be **DENIED AND DISMISSED WITHOUT PREJUDICE** since it plainly appears from the face of the petition that the petitioner has failed to exhaust all available state court remedies.

THUS DONE AND SIGNED at Alexandria, Louisiana, this 29th day of October, 2013.

James T. Trimble, Jr.
JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT COURT